

OFFICIAL COPY

Fresno, California

April 13, 1999

The City Council met in regular session at the hour of 1:05 p.m. in the Council Chamber, City Hall, on the day above written.

Present:	Tom Boyajian	Councilmember
	Garry Bredefeld	Councilmember
	Chris Mathys	Councilmember
	Henry Perea	Councilmember
	Sal Quintero	Councilmember
	Dan Ronquillo	Councilmember
	Ken Steitz	President

Jeff Reid, City Manager
Hilda Cantu Montoy, City Attorney
Rebecca Klisch, City Clerk
Yolanda Salazar, Assistant City Clerk

Pastor Stepen Bohr, Central 7th Day Adventist Church, gave the invocation.

City Clerk Klisch led the Pledge of Allegiance to the Flag.

Touring students from the Adventist University of the Philippine Ambassador performed the Star Spangled Banner.

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PROCLAMATION OF PUBLIC SAFETY TELECOMMUNICATIONS WEEK)

Read and presented.

PROCLAMATION OF EARTH DAY)

Read and presented.

PROCLAMATION IN HONOR OF THE 300TH BIRTHDAY OF KHALSA)
(SIKH) - ACTING PRESIDENT MATHYS)

Read and presented.

RESOLUTION OF COMMENDATION TO DEBORAH JOHNSON - ACTING)
PRESIDENT MATHYS)

Read and presented.

PROCLAMATION OF FRESNO POLICE LIEUTENANT SHARON SHAFFER)
DAY - COUNCILMEMBER RONQUILLO)

Read and presented.

CERTIFICATE OF RECOGNITION TO PAUL PRESPARE, FACILITIES)
MAINTENANCE SUPERVISOR, AND RUDY SANDOVAL, PROPERTY)
MAINTENANCE WORKER I - COUNCILMEMBER RONQUILLO)

Presented.

PROCLAMATION OF MAJOR BENJAMIN V. AMIRKHANIAN DAY -)
COUNCILMEMBER BOYAJIAN)

Read and presented.

RESOLUTION OF COMMENDATION TO HEATON ELEMENTARY REUNION -)
COUNCILMEMBER BOYAJIAN)

Read and presented.

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APPROVE MINUTES OF APRIL 6, 1999

On motion of Councilmember Perea, seconded by Councilmember Quintero, duly carried, RESOLVED, the minutes of April 6, 1999, approved as submitted.

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APPROVE AGENDA:

ANNOUNCEMENT AND INVITATION TO DOWNTOWN BLOOD DRIVE)
ON FRIDAY, APRIL 16TH AT CITY HALL - PRESIDENT STEITZ)

Invitation extended.

CLOSED SESSION:

(7A) CONFERENCE WITH LABOR NEGOTIATOR - GOVERNMENT CODE)
SECTION 54957.6 - EMPLOYEE ORGANIZATIONS: LOCAL 39, FCEA, IBEW,)
FPOA, IAFF, ATU, FAPOFA, CFPEA, FPOA/MGT, IAFF/MGT)

(7B) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION -)
GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (b) - SIGNIFICANT)
EXPOSURE TO LITIGATION:)

1. PEPPER V. CITY OF FRESNO)
2. SUTTON V. CITY OF FRESNO)
3. NEPHEW V. CITY OF FRESNO)

(7C) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION -)
 GOVERNMENT CODE SECTION 4956.9, SUBDIVISION (a) - CASE NAME:)
 SIMON PALACIOS V. CITY OF FRESNO, ET AL)

Set for 3:00 p.m. this date. City Attorney Montoy announced Item 7C had been inadvertently omitted from the printed agenda and a special notice was mailed adding the item.

(5B) DIRECT CITY TO PROVIDE FUNDING OF \$35,000 TO RESTORE)
 THE STEAM LOCOMOTIVE AT ROEDING PARK - COUNCILMEMBER)
 RONQUILLO)

The issue set for 2:00 p.m., prior to contested Consent Calendar items.

On motion of Councilmember Perea, seconded by Councilmember Quintero, duly carried, RESOLVED, the **AGENDA** hereby approved, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

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ADOPT CONSENT CALENDAR:

(1A-1) APPROVE THE PURCHASE OF A DWELLING AT 3011 W. SAN JOSE)
 AVENUE FOR THE PRICE OF \$95,000, INCLUDING ATTENDANT RELO-)
 CATION COSTS ESTIMATED AT \$20,000, AND AUTHORIZE THE PUBLIC)
 WORKS DIRECTOR TO EXECUTE ALL DOCUMENTS TO COMPLETE THE)
 ACQUISITION PROCESS)

(1A-2) AWARD A THREE-YEAR REQUIREMENTS CONTRACT WITH)
 PROVISIONS FOR TWO ONE-YEAR EXTENSIONS TO AMERICAN BUILDING)
 MAINTENANCE IN THE ESTIMATED AMOUNT OF \$147,000 TO PERFORM)
 MAINTENANCE AND CUSTODIAL SERVICES AT THE FULTON MALL)

(1A-3) APPROVE APPOINTMENT OF KATHY SEILER TO THE FRESNO)
 MADERA AREA AGENCY ON AGING BOARD - MAYOR PATTERSON)
 (FOR ADOPTION))

(1A-6) **RESOLUTION NO. 99-92** - AUTHORIZING THE FORMATION OF AN)
AGREEMENT WITH THE STATE OF CALIFORNIA COMMISSION ON PEACE)
OFFICER STANDARDS AND TRAINING (P.O.S.T.)FOR THE PURCHASE OF)
DRIVERS TRAINING AND FORCE OPTION SIMULATORS)
a. ***RESOLUTION NO. 99-93** - 79TH AMENDMENT TO AAR 98-159 APPRO-)
PRIATING \$534,000 FOR FORCE OPTION DRIVING SIMULATION EQUIP-)
MENT AND TO RECOGNIZE THE P.O.S.T. REIMBURSEMENTS FOR TRAINING)
ABOVE THE AMOUNT ORIGINALLY ESTIMATED)

1A-7) RESOLUTION NO. 99-94 - AUTHORIZING THE SPECIFICATION OF)
GOULD AXIAL FLOW PUMPS AND JWC ENVIRONMENTAL, INC. SLUDGE)
GRINDERS FOR THE DIGESTER REHABILITATION PROJECT WITHOUT)
COMPETITIVE BIDDING)

(1A-9) PROPOSED APPOINTMENTS OF RAY ROEDER, TOM ESQUEDA,)
EDWARD HOWARD AND JOHN OLSON TO THE MOBILE HOME RENT)
REVIEW COMMISSION - MAYOR PATTERSON (FOR INTRODUCTION))

(2 - 0) On motion of Councilmember Perea, seconded by Acting President Mathys, duly carried,
RESOLVED, the above entitled **CONSENT CALENDAR** hereby adopted, by the following vote:

Ayes : Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes : None
Absent : None

(1B-1) BILL FOR INTRODUCTION AND ADOPTION AMENDING THE SALES)
TAX IMPOSITION ORDINANCE PURSUANT TO THE AGREEMENT WITH)
FRESNO COUNTY)
a. **BILL NO B-24 - ORDINANCE NO. 99-20** - AMENDING THE FRESNO MUNI-)
CIPAL CODE RELATING TO LOCAL SALES AND USE TAXES)

On motion of Councilmember Perea, seconded by Acting President Mathys, duly carried, RESOLVED, the
above entitled Bill No. B-24 adopted as Ordinance No. 99-20, by the following vote:

Ayes : Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes : None
Absent : None

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(3A) ***BILL NO. B-20 - ORDINANCE NO. 99-21** - AMENDING THE FRESNO)
MUNICIPAL CODE RELATING TO GRAFFITI ABATEMENT AND RECOVERY)
OF COSTS (INITIATED BY COUNCILMEMBER PEREA))

A motion and second to adopt the ordinance was acted upon after brief discussion with Councilmember Ronquillo commenting on the background of the issue and efforts undertaken by Council to deal more effectively with graffiti and make parents responsible.

On motion of Councilmember Perea, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the above entitled Bill No. B-20 adopted as Ordinance No. 99-21, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

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(5A) *RESOLUTION NO. 99-95 - 84TH AMENDMENT TO AAR 98-159 APPROPRIATING \$600 OF DISTRICT 4's GENERAL INFRASTRUCTURE CAPITAL BUDGET TO PROVIDE FUNDING FOR THE SOUTH SPARTAN BASEBALL LEAGUE - PRESIDENT STEITZ)
)
)
)

President Steitz advised the funding was to purchase and replace stolen equipment.

On motion of President Steitz, seconded by Councilmember Quintero, duly carried, RESOLVED, the above entitled Resolution No. 99-95 hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

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(5C) DIRECT CITY MANAGER, OR HIS DESIGNEE, TO PROVIDE COST ANALYSIS OF CONVERTING "P" STREET INTO A TWO-WAY STREET - COUNCILMEMBER RONQUILLO)
)
)

Councilmember Ronquillo reviewed the issue stating in discussions with the Fresno Unified School District relative to the new adult school and the closings of Divisadero Street and "O" Street, this would provide an accommodating way to get people downtown, and requested staff report back on costs, with City Manager Reid responding.

On motion of Councilmember Ronquillo, seconded by Councilmember Boyajian, duly carried, RESOLVED, the City Manager or his designee directed to report back on costs to conduct an analysis on converting "P" Street into a two-way street, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

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(5B) DIRECT CITY TO PROVIDE FUNDING OF \$35,000 TO RESTORE THE)
STEAM LOCOMOTIVE AT ROEDING PARK - COUNCILMEMBERS)
RONQUILLO AND BOYAJIAN)

Councilmember Ronquillo noted Councilmember Boyajian was presenting the item also and added his name. Councilmember Ronquillo reviewed the background of the issue, stated his intent was to restore the locomotive to its condition 15 years ago, noted there was support to renovate at least the exterior, and clarified his request was for an appropriation of \$35,000 in the upcoming budget with additional funding, if needed, to be raised privately. Councilmember Boyajian advised Mr. Rogers from his district was interested in a public/private partnership to restore the locomotive.

Speaking to the issue were: David Hadden, representing the Rotary Club, who advised of unanimous support to restore the locomotive to operating condition; and Thom Rogers Sr., proposed Historic Railroad Museum Foundation of Greater Fresno, who spoke in support of cosmetic restoration with an 8 foot wrought iron fence and in the future, construction of a museum. Councilmember Quintero commented on the issue stating support and resources were here locally to assist in the restoration process.

Upon question of President Steitz, Mr. Hadden clarified the Rotary Club's support was for the prior proposal from the Santa Clara organization to transfer the engine to them for total restoration at no cost to the City with periodic visits to Fresno. President Steitz stated he supported bringing the proposal back for Council's reconsideration. Councilmember Ronquillo stated he would oppose giving the locomotive away emphasizing Fresno had very few relics left, and expressed his surprise with Rotary's position to give the locomotive away.

Lengthy discussion ensued with Mr. Hadden, Mr. Rogers and City Manager Reid responding to Council questions relative to support and involvement of the Rotary Club in cosmetic restoration, availability of resources and equipment locally to restore the engine, costs, fund-raising and restoration commitments from Mr. Roger's organization, timeline to raise funds, other projects undertaken by Mr. Rogers, and process for entering into an agreement.

Councilmember Ronquillo clarified the issue and made a motion to appropriate \$35,000 in the up-coming budget, to be held in abeyance until such time that he or a committee, including Councilmember Boyajian, establish a process to restore the locomotive. President Steitz stated the proper forum for making that motion would be during budget deliberations, with Councilmember Ronquillo consenting. There was no further discussion.

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CONTESTED CONSENT CALENDAR ITEMS:

(1A-4) *RESOLUTION NO. 99-96 - 82ND AMENDMENT TO AAR 98-159)
APPROPRIATING \$552,000 FOR CONFERENCE CENTER PARKING)
GARAGE REPAIRS (FUND THE DESIGN CONSULTANT FEES, FIELD)
TESTS TO DETERMINE THE EXTENT OF REPAIRS, SEISMIC ANALYSIS)
STRUCTURAL REVIEW BY A SECOND CONSULTANT, CONSTRUCTION,)
INSPECTION, CONTRACT COMPLIANCE, CONTINGENCY AND RELATED)
PROJECT COSTS))

1. RESOLUTION NO. 99-97 - APPROVING THE INTENT TO REIMBURSE)
CERTAIN EXPENDITURES ASSOCIATED WITH THE REPAIRS OF THE)
CONFERENCE CENTER PARKING GARAGE FROM PROCEEDS OF)
INDEBTEDNESS)
b. AWARD CONTRACT FOR CONFERENCE CENTER PARKING GARAGE)
REPAIRS)

Councilmember Boyajian noted all the local bidders were by-passed and presented questions relative to the bidding process, awarding to the lowest responsive bidder, **(3 - 0)** experience and qualifications of the low bidder, determinations made when awarding projects, and guarantees for work performed, with City Attorney Montoy, City Manager Reid and City Engineer Salazar responding.

President Steitz expressed his opposition to the issue stating this was a band-aid approach and the costs for repairing the structure should go towards demolishing and building a new, larger structure citing the major parking problem downtown. Councilmember Ronquillo expressed his support stating he had seen no commitment for a new parking structure, and stated if the structure was utilized another 15 years it would be well worth it since the it was already 18 years old.

Mr. Salazar, Purchasing Manager Taggart and City Manager Reid clarified issues and responded to questions of Councilmembers Quintero and Bredefeld relative to Council's 10/6/98 decision to repair, reasons therefore, staff's recommendation at that time, if organized labor would be used for the subject project, project timelines, funding source, indications for a new parking structure in the upcoming budget, safety of the structure, and damage that occurred last year. Councilmembers Bredefeld and Mathys stated their support for staff's recommendation.

On motion of Councilmember Ronquillo, seconded by Councilmember Bredefeld, duly carried, **RESOLVED**, the above entitled Resolution Nos. 99-96 and 99-97 hereby adopted; and the contract for Conference Center parking garage repairs awarded to Fargo Construction in the amount of \$197,197, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo
Noes	:	Steitz
Absent	:	None

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(1A-5) APPROVE AMENDMENT TO THE DRAINAGE BASIN USE AGREE-)
MENT WITH THE FRESNO METROPOLITAN FLOOD CONTROL DISTRICT)
FOR JOINT MAINTENANCE AND OPERATION OF DRAINAGE BASINS)
ADDING BASINS "CN" AND "FF" FOR USE AS PUBLIC PARKS)

Parks and Recreation Director Primavera responded to questions of Councilmember Boyajian relative to utilizing basins in other areas of the city and funding sources for development of parks. Councilmember Boyajian requested a list of the 17 sites currently being studied. Councilmember Ronquillo commended staff on the "FF" basin park and made a motion to approve the amendment to the agreement, which was seconded and acted upon after brief discussion.

Mr. Primavera responded to additional questions relative to set order and finalization of the sites to be developed, maintenance costs and responsibility, and insurance. Acting President Mathys commended staff for their efforts in developing the first dog park in the city.

On motion of Councilmember Ronquillo, seconded by Councilmember Boyajian, duly carried, RESOLVED, the amendment to the Drainage Basin Use Agreement adding Basins “CN” and “FF” for use as public parks hereby approved; and the Director of Parks, Recreation and Community Services, or his designee, authorized to execute all documents pertaining thereto on behalf of the City, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

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(1A-8) RESOLUTION NO. 99-98 - AUTHORIZING CUTLER-HAMMER/)
WESTINGHOUSE AS THE SOLE SOURCE MANUFACTURER OF HIGH-)
VOLTAGE ELECTRICAL DISTRIBUTION EQUIPMENT AND MICRO)
PROCESSOR METERING EQUIPMENT FOR THE UPCOMING 12Kv)
REHABILITATION PROJECT AND THE 10mw SUBSTATION PROJECT)
AT THE FRESNO/CLOVIS REGIONAL WASTEWATER RECLAMATION)
FACILITY)

Upon question of Councilmember Boyajian, Public Utilities Director Rhinehart clarified the sole source process was utilized for equipment compatibility, and responded to questions relative to the competitive bidding process.

On motion of Councilmember Boyajian, seconded by Acting President Mathys, duly carried, RESOLVED, the above entitled Resolution No. 99-98 hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld. Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
Absent	:	None

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The City Council recessed at 3:06 p.m.

(2:30 P.M.) JOINT MEETING WITH THE REDEVELOPMENT AGENCY)

The Council met in joint session with the Redevelopment Agency at the hour of 3:07 p.m. in the Council Chamber, City Hall.

APPROVE AGENCY MINUTES OF APRIL 6, 1999)

On motion of Acting President Mathys, seconded by Councilmember Perea, duly carried, RESOLVED, the Agency minutes of April 6, 1999, approved as submitted. President Steitz left the meeting at 3:08 p.m.

(“A”) CONSIDER APPROVAL OF THE REDEVELOPMENT AGENCY ANNUAL)
REPORT FOR FISCAL YEAR 1997-98 (DISCUSSED AGAIN LATER))

Director Fitzpatrick noted the report was being submitted for approval as required by State law, stated he was pleased to report the Agency received a clean bill of health from the outside auditing firm, and responded to questions of Acting President Mathys at length relative to borrowing practices of the Agency, reconciliation statements and promissory notes, with Acting President Mathys stating this concern was balances were higher than when the money was originally borrowed, and on real debt and paper debt.

City Manager Reid stated he did not concur with everything Mr. Fitzpatrick said and commented on the debt issue, and noted a schedule for repayment by the Agency of outstanding debts asked for by former Councilmember Briggs had never been received and he hoped Council would get that information by budget hearings. Councilmember Boyajian briefly left the meeting at 3:20 p.m. and Councilmember Perea left at 3:22 p.m. Brief discussion ensued. Chair Ronquillo commented on the issue stating he wanted a breakdown on real and imaginary debt and funding sources adding this was a difficult issue and explained. Brief discussion ensued.

A motion to approve the report was tabled to later in the meeting for a full Council.

(“B”) REPORT REGARDING THE STATUS OF THE REGIONAL MEDICAL)
CENTER PROJECT)

Councilmembers Boyajian and Perea returned to the meeting at 3:26 p.m. (**4 - 0**) Chair Ronquillo noted some concern had been expressed a couple of weeks ago relative to where the City, the Agency, and Community Hospital were at in terms of moving the project forward, and stated he wanted to get the three entities together to discuss the status, where responsibilities lie, and when the next level could be reached. Director Fitzpatrick responded and stated obligations of the Agency relative to Phase I had been met.

Bryn Batrich Forhan, Community Hospitals, stated the project was alive and well and commented on issues relative to the signing of an agreement with the State for project funding, work with an architectural firm, campus parking, and the new entrance on “R” Street, and concluded stating lots of work was being done and Community Hospital wanted to move the project forward and work with the City to make it a reality. President Steitz returned to the meeting 3:32 p.m.

City Manager Reid explained the City’s interpretation of the agreement for Phase I stating obligations had been met on the McKenzie to Fresno Street improvements, stated a better understanding was needed on the project and timeline before additional funding commitments could be made for the next phase, and noted some Development Department process items needed to be worked on.

Lengthy discussion ensued with Mr. Reid, Ms. Forhan and Mr. Fitzpatrick responding to questions relative to reimbursements, funding for Phase I, groundbreaking and timelines, and full build out of plans. Councilmember Quintero requested Ms. Forhan provide a calendar timetable with Ms. Forhan consenting and reiterating a timeline was currently being validated and she would provide it in one month for Phase I only. Upon further question relating to the City and Agency meeting its obligations to this point and timeline for construction,

Ms. Forhan stated she would be advising of issues they still saw as outstanding (the D&DA), noted her intent this was to let Council know Community Hospital wanted to meet further and work together to make this a successful months. There was no further discussion.

(“A”))
REPORT FOR FISCAL YEAR 1997-98 _____)

On
the Redevelopment Agency Annual Report for FY 1997-98 hereby approved, by the following vote:

Ayes	Boyajian, Bredefeld, Perea, Quintero, Ronquillo
Noes	Mathys
Absent	None
Abstain	Steitz

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(3:00 P.M.) CONTINUED HEARING ON REZONING APPLICATION NO.
R-99-002, FILED BY JAMES LOGAN ON BEHALF OF LAND DYNAMICS,)
)

AND FREEWAY 99

(REQUEST BY APPLICANT AND STAFF TO CONTINUE TO APRIL 27, 1999)

President Steitz announced the time had arrived to consider the issue, opened the hearing, and noted a request

On motion of Acting President Mathys, seconded by Councilmember Quintero, duly carried, RESOLVED,
hearing on R-99-002, filed by James Logan on behalf of Land Dynamics, continued to April 27, 1999, at 11:30
a.m., by the following vote:

:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
:	None
:	None

CLOSED SESSION:

(7A))
SECTION 54957.6 - _____ LOCAL 39, FCEA, IBEW,)
)

(7B) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION -)
GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (b) - SIGNIFICANT)
EXPOSURE TO LITIGATION:)
1. PEPPER V. CITY OF FRESNO)
2. SUTTON V. CITY OF FRESNO)
3. NEPHEW V. CITY OF FRESNO)

(7C) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION -)
GOVERNMENT CODE SECTION 4956.9, SUBDIVISION (a) - CASE NAME:)
SIMON PALACIOS V. CITY OF FRESNO, ET AL)

The Council met in closed session in Room 2125 at the hour of 3:55 p.m. to consider the above issues and reconvened in regular open session at 5:05 p.m.

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CLOSED SESSION ANNOUNCEMENTS)

City Attorney Montoy announced in the matters of **7B-1, 7B-2 and 7B-3**, Claims of Pepper, Sutton and Nephew, the Council voted separately to reject each claim by a vote of 7 - 0.

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(4:00 P.M.) REPORT FROM STAFF REGARDING POLICING OF THE TOWER)
DISTRICT, FULTON MALL, AND CHINATOWN - COUNCILMEMBER)
RONQUILLO)

Councilmember Ronquillo stated his intent in scheduling the issue was to give Council some input on policing prior to budget review.

Speaking to the issue were: Bill Kuebler, Director, Tower District Marketing Committee, who commented on and thanked Council for the excellent police coverage; Ken Yokota, Chinatown Revitalization, who requested more policing in the evenings; Victoria Gonzales, Downtown Association, who requested policing on weekends and evenings; and Barbara Hunt, 944 "F" Street.

Councilmember Ronquillo commented on (1) what he perceived as increase in incidents in Chinatown in the evenings and requested verification, and (2) no policing on the Mall on Sundays and the gang element and activity. Councilmember Quintero recommended increased wattage in areas citing the success of increased lighting/wattage in his district. Upon question, Mr. Yokota confirmed Chinatown currently had security but needed more. There was no further discussion.

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(4:30 P.M.) RESOLUTION -)
MENT TO CITY ELECTORS REQUIRING VOTER APPROVAL OF DEBT)
INCURRED FOR NON-CITY PROJECTS - ACTING PRESIDENT MATHYS)
DISCUSSED AGAIN LATER

(5 Acting President Mathys read the amendment as it would be submitted to voters; stated scheduling the item was the result of poor decision making in the past; emphasized mortgaging City property for private was going too far; expressed his concern that a vote of four Councilmembers could bankrupt the City; this charter amendment would affect future projects and not the stadium proposal; and stated giving away

Barbara Hunt, 944 "F" Street, spoke in support of the resolution.

A
following vote:

Noes : Bredefeld, Mathys, Quintero, Steitz
:

Councilmember
questioned
Attorney
a number of legal concerns with the proposed amendment.

Bredefeld stated it would be irresponsible to approve the resolution without knowing all the commented on how tying fire stations to the stadium issue did not work and stated now the Charter being attacked; commented on vision and believing and investing in the City citing other thriving cities that in their downtowns; stated this issue was all about small minded petty politics and was the latest effort to baseball; requested an analysis from the City Attorney on the ramifications, and made a motion to table the

On
issue hereby tabled, by the following vote:

Noes : Mathys, Quintero, Steitz
:

City
allowed
President Steitz supporting it.

A motion of Acting President Mathys, seconded by President Steitz, do allow those who were personally attacked the right to respond failed, by the following vote:

Ayes	:	Boyajian, Bredefeld, Perea, Ronquillo
Noes	:	Mathys, Quintero, Steitz
Absent	:	None

President Steitz stated those who wanted to respond could do so under unscheduled oral communications.

A motion of Acting President Mathys, seconded by President Steitz, to hear unscheduled oral communications at this time failed, by the following vote:

Ayes	:	Boyajian, Bredefeld, Perea, Ronquillo
Noes	:	Mathys, Quintero, Steitz
Absent	:	None

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(5:30 P.M.) HEARING TO CONSIDER THE MODIFIED/UPDATED FRESNO-)
CHANDLER DOWNTOWN AIRPORT MASTER AND ENVIRONS SPECIFIC)
PLAN, RELATED AMENDMENTS TO THE EDISON COMMUNITY AND)
FRESNO GENERAL PLAN, AND ENVIRONMENTAL FINDINGS)
1. BILL NO. B-25 - ORDINANCE NO. 99-22 - APPROVING A MITIGATED)
NEGATIVE DECLARATION FOR, AND ADOPTION OF, AN ORDINANCE)
WHICH CONCURRENTLY REPEALS THE 1982 FRESNO-CHANDLER)
DOWNTOWN AIRPORT MASTER AND ENVIRONMENTAL SPECIFIC PLAN)
AND ADOPTS AN UPDATED VERSION OF THE SAME PLAN)
2. RESOLUTION NO. 99-99 - APPROVING A MITIGATED NEGATIVE DECLA-)
RATION FOR, AND ADOPTING A RESOLUTION WHICH CONCURRENTLY)
REPEALS THE 1976 MASTER PLAN FOR THE FRESNO-CHANDLER DOWN-)
TOWN AIRPORT AND AMENDS AIRPORT-RELATED PROPERTY DEVELOP-)
MENT POLICIES AND STANDARDS AS SET FORTH IN THE 1977 EDISON)
COMMUNITY PLAN AND THE 1984 FRESNO GENERAL PLAN TO REFLECT)
CHANGES EFFECTUATED BY UPDATES TO THE FRESNO-CHANDLER)
DOWNTOWN AIRPORT MASTER AND ENVIRONS SPECIFIC PLAN)

President Steitz announced the time had arrived to consider the issue and opened the hearing. Planning Manager Yovino reviewed the staff report as submitted.

Speaking to the issue were: Barbara Hunt, 944 “F” Street; and Raquel Johnson, who expressed concerns and questioned the ability to rebuild homes damaged by airplanes.

Upon call, no one else wished to be heard and President Steitz closed the public testimony portion of the hearing.

Councilmember Ronquillo stated Chandler Airport was evolving into one of Fresno's better assets and commented on its benefits, directed staff to work with citizens to resolve any concerns, and made a motion to approve staff's recommendation, which was seconded and acted upon after brief discussion.

Chandler Airport Superintendent Card and Mr. Yovino responded to Council questions relative to runway improvements, jet traffic, expansion abilities, eminent domain action, and to concerns expressed by Ms. Johnson. Brief discussion ensued.

On motion of Councilmember Ronquillo, seconded by Councilmember Perea, duly carried, RESOLVED, the above entitled Bill No. B-25 adopted as Ordinance No. 99-22; and the above entitled Resolution No. 99-99 hereby adopted, by the following vote:

Ayes	:	Boyajian, Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz
Noes	:	None
	:	None

(5D))
DEPARTMENT'S ELDER ABUSE UNIT - COUNCILMEMBER QUINTERO

City Manager Reid stated it was staff's understanding the issue would be dealt with during budget, with Quintero stating he wanted to stay on top of the issue and he would be requesting a report from staff. There was no further discussion.

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(4:30 P.M.) RESOLUTION -)
MENT TO CITY ELECTORS REQUIRING VOTER APPROVAL OF DEBT)
INCURRED FOR NON-CITY PROJECTS - ACTING PRESIDENT MATHYS)
CONTINUED FROM EARLIER

President Steitz stated the motion to table the issue was out of order as five votes were required to close stated there was not a majority consensus to bring the issue back for discussion, directed the issue be scheduled
issue was set for April 20th

Brief discussion ensued on rescheduling the issue and the intent of tabling an item and using that to cut off the
Councilmember Bredefeld requested a ruling from the City Attorney with Ms. Montoy stating she look into the withdrawn to hear unscheduled oral communications.

UNSCHEDULED ORAL COMMUNICATIONS:

City Manager Reid responded to Councilmember Bredefeld's comments relative to the City administration using the fire stations as a scare tactic clarifying it was outside bond counsel hired by the City Attorney who recommended to the Controller that fire stations be considered as collateral emphasizing that was the only reason it was brought forth.

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ADJOURNMENT

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There being no further business to bring before the Council, the hour of 6:15 p.m. having arrived and hearing no objections, President Steitz declared the meeting adjourned.

DATED this _____ day of _____ 1999.

Ken Steitz, Council President

ATTEST: _____
Yolanda Salazar, Assistant City Clerk